App. F. IX-4

PRESERVED

1936

(Ub)

File No. 171-36

Serial Nos. 1-2

Previous References

Ub 38-36 (1-2)

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for March '37

SUBJECT.

Amendments to Civil Rules of Procedure relating to the supply of typewritten copies

Govt of P 5506 9/6-3-37

Home Dept Hughes

WD 0418—GPB—22,500—29-8-36

Govt of India

M Gwyer

22/3/37

By the writing Clerk

Serial No.

From
The Registrar High Court
Rec No 1138/35-36 dt 1-3-37.

Re: to sanction to make certain Amendments in the Civil Rules of practice relating to the supply of Copies of documents and records by the Court.

Submitted.

The recommendation of the High Court may be sanctioned by the introduction of the proposed ... hardships will be caused to the excise Coptzids who do not know ... chief secy)

) may be sanctd

(Secretary)

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9 MAR. 1937 5726

WD 0417—GPB—30,000—8-9-36

5122-36 & P 1

No 71-36-1

R. O. C. No. 1138 / 35-36
~~D. Dis.~~

ER Cus

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore, 1st March *1937.*

FROM T. Shama Iyengar,
~~A. Sundararaja Rao~~, Esq., B.A., B.L.,
~~S. Venkata Ranga Iyengar, Esq., B.A., LL.M.,~~
Registrar, High Court of Mysore.

CHIEF SECRETARY, Pub Sh 2. Mar 193 * GOVT. OF MYSORE.

B. T. Kesavaiengar, Esq., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

I am directed to state that the Judges of the High Court are of opinion that certified copies of documents and records in English supplied by all civil Courts in the State should, so far as possible, be typewritten. In Courts in the cities of Bangalore and Mysore the arrangements and rules, under which all English certified copies are typewritten, have now been made permanent by Government Order No.P.1367/Cts.38-36-2, dated 20th/24th August 1936. Under the rules for those Courts typewritten copies are made on sheets of the value of 3 annas each (or 1½ annas for additional copies made at the same time). It would not be possible at present to arrange that all English copies supplied in civil Courts outside the cities of Bangalore and Mysore should be typewritten, nor even that all English copies made in certain Courts should be typewritten, as a sufficient number of typist-copyists could not be obtained at once. Nor would it be fair in the Judges' opinion to throw out of work all the present copyists who cannot use, or equip themselves with, type-writing machines. There are indeed many elderly copyists, quite competent to do their work in manuscript, who cannot be expected now to learn type-writing. But the Judges propose to issue instructions to all Courts that no new copyist shall be appointed who cannot use a typewriter and supply himself with one and that, as vacancies occur in the present staff, they should be filled up by the appointment of typist-copyists, care being taken to reduce the total number of copyists in each Court suitably. In that way without hardship to the present staff of copyists by gradual steps the position

will be reached at which all copyists are typists. There will of course be nothing to prevent the present ~~typists~~ Copyists becoming typist-copyists, if they are able to do so.

But for manuscript copies sheets of the value of 2 annas each are issued under the rules in force in Courts outside Bangalore and Mysore. It would be very inconvenient in the transition stage, when some copyists of a Court are typists and some are not, to use 2-anna sheets for manuscript copies and 3-anna sheets for typewritten copies (as in Bangalore and Mysore). In such Courts in the transition stage parties applying for copies would not know whether their copies would be typewritten or not and could not be required to supply 3-anna or 2-anna sheets accordingly. The Judges therefore propose to make some modifications in the ~~rules~~ rules for supplying typewritten copies. In the Courts of Bangalore and Mysore, where all English copies are typewritten, those who apply for copies have to supply 3 anna sheets, on each of which 150 words are typed. The modifications in the rules which the Judges propose will require all persons who apply for English copies in other Courts to supply 2-anna sheets as at present, whether the copies they eventually get are typewritten or not, and on each 2-anna sheet not more than 100 words will be typed or written in manuscript, which is in accordance with the present rules for manuscript copies. In this way the cost of a typewritten copy in English will be the same in Courts outside Bangalore and Mysore as in Courts within those cities and the gradual replacement of manuscript copyists by typist-copyists in Courts outside Bangalore and Mysore can be effected without confusion and without inconvenience to the public or hardship to the present staff of copyists in any Court.

I am to request that for this purpose the Government may be pleased to sanction the proposed amendments to the Civil Rules of Practice which are set out in the appendix to this letter.

I have the honour to be,

Sir,

Your most obedient servant,

J. Shannegan

REGISTRAR.

Draft amendments to paragraphs 540, 541, 542 and 545 of the Civil Rules of Practice and Circular Orders, Vol.I.

In paragraph 540.

After the words "Typewritten copies" insert the words "granted by civil Courts in the cities of Bangalore or Mysore" and at the end of of the paragraph add the words "In other Courts English type-written copies may be made on sheet of the value of two annas each as provided in paragraph 512."

In paragraph 541.

After the words "on each sheet" insert the words "of the value of three annas" and at the end of the paragraph add the words "On a sheet of the value of two annas when used for making an English type-written copy in any Court outside the Cities of Bangalore and Mysore not more than 100 words shall be typed."

At the end of paragraph 542 add "When type-written copies are made on sheets of the value of two annas each, the apportionment of fees shall be as provided in paragraph 515."

Paragraph 545 is deleted.

T. Thanigan
Registrar

MRW

G. R. S. App. F VI—G 2]

SUBJECT .....

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Diary. No. of letter replied to.....

General and Revenue Secretariat

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the *193*

Section A

File No. 171-36

Serial No. 2

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue.....16.3.37.....193 .

Signed by ..... Dy R.S.R.

Read—

G.O. No P 1367 / Cts 38-36-2 Dt 24-8-1936 directing that in Civil Courts in the Cities of Bangalore and Mysore the Arrangements and rules under which all English Certified Copies Order thereon. No. are typewritten be made permanent.

2) Letter No Roc 1138/35-36 Dt 1.3.37 from the Registrar High Court stating that the Judges of the High Court are of opinion that Copies of documents and

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

English supplied by
all Civil Courts in the State
should so far as possible, be
typewritten and with a View
to give effect to this gradually
the Judges of the High Court
propose to make some modifications
in the rules for supplying
typewritten copies which require
all persons who apply for English
copies in Courts other outside Bangalore
and propose to supply 2 annas
sheets, whether the copies they
eventually get are typewritten
or not and on each 2 annas
sheet not more than 100 words
will be typed or written in
manuscript and requesting
sanction to the proposed Amendments
to the Civil Rules of practice
which are embodied in the appended
statement.

Order of 5506 Secret / dy 16/3/37
Sanctioned

List of Enclosure

Copied by

Examined by

WD 03602—GPB—22,500—12-7-35

mrs 8/3

To the Registrar High Court

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

Government Order No.P.1367/Cts.38-36-2 dated 24th August 1936 directing that in Civil Courts in the Cities of Bangalore and Mysore the arrangements and rules under which all English certified copies are typewritten be made permanent.

2. Letter No.Roc.1138/35-36 dated 1st March 1937 from the Registrar, High Court stating that the Judges of the High Court are of opinion that certified copies of documents and records in English supplied by all Civil Courts in the State should so far as possible, be typewritten and with a view to give effect to this gradually the Judges of the High Court propose to make some modifications in the rules for supplying typewritten copies which require all persons who apply for English copies in courts outside Bangalore and Mysore to supply 2 anna sheets, whether the copies they eventually get are typewritten or not and on each 2 anna sheet not more than 100 words will be typed or written in manuscript and requesting sanction to the proposed amendments to the Civil Rules of Practice which are embodied in the appended statment.

Order No. PSS 66 CS-171-36-2

Dated, Bangalore, 16th March 1937.

Sanctioned.

Chief Secretary to Government.

To

The Registrar, High Court of Mysore.

Draft amendments to paragraphs 540, 541, 542 and 545 of the Civil Rules of Practice and Circular Orders, Vol.I.

In paragraph 540.

After the words "Typewritten copies" insert the words "granted by civil Courts in the cities of Bangalore or Mysore" and at the end of the paragraph add the words "In other Courts English type-written copies may be made on sheets of the value of two annas each as provided in paragraph 512".

In paragraph 541.

After the words "on each sheet" insert the words "of the value of three annas" and at the end of the paragraph add the words "On a sheet of the value of two annas when used for making an English type-written copy in any Court outside the Cities of Bangalore and Mysore not more than 100 words shall be typed".

At the end of paragraph 542 add "When type-written copies are made on sheets of the value of two annas each, the apportionment of fees shall be as provided in paragraph 515."

Paragraph 545 is deleted.

Accordingly
for Chief Secretary to Govt